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Attorneys for Plaintiff
KATHY AMIRTEYMOUR

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

)
No. 10cv0744 WQH(RBB)
KATHY AMIRTEYMOUR, on behalf of)
herself and all others similarly situated,)
Plaintiffs,)
vs.)
AT&T OPERATIONS, INC., a Delaware)
Corporation; and DOES 1 through 100,)
inclusive,)
Defendants.)

)

**JOINT MOTION TO DISMISS
PLAINTIFF'S ALLEGATIONS
WITH PREJUDICE AND CLASS
ALLEGATIONS WITHOUT
PREJUDICE**

Plaintiff KATHY AMIRTEYMOUR ("Plaintiff") and Defendant AT&T OPERATIONS, INC., ("AT&T") jointly apply for an Order Dismissing this action with prejudice as to Plaintiff and without prejudice as to the class action allegations, for the following good cause shown:

1 Plaintiff KATHY AMIRTEYMOUR, and Defendant AT&T were able to resolve all
2 of Plaintiff's individual claims and Plaintiff has executed a release of all claims against
3 Defendant and entered a written Settlement Agreement;

4 No motion to certify a class was made, a class was not certified, and no notice was
5 sent to a prospective class;

6 IT IS STIPULATED AND AGREED by Plaintiff Kathy Amirteymour and
7 Defendant AT&T through their respective counsel of record and subject to the approval of
8 the Court that the instant action be dismissed with Prejudice as to Plaintiff's individual
9 claims and Without Prejudice as to the asserted class claims, pursuant to Federal Rules of
10 Civil Procedure Section 41(a)(2).

11 IT IS FURTHER STIPULATED that the Court shall retain continuing jurisdiction
12 over the interpretation and enforcement of the Settlement Agreement and the payments to
13 be made under the Settlement Agreement, and any disputes regarding these matters are to
14 be ruled on by the Honorable Ruben B. Brooks, Magistrate Judge.

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20 Dated: December 20, 2011 By: s/Paula M. Weber
21 Paula M. Weber
Attorneys for Defendant AT&T OPERATIONS, INC.

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24 Dated: December 20, 2011 By: s/ Jeff Geraci
25 Jeff Geraci
Attorneys for Plaintiff KATHY AMIRTEYMOUR